

Court of Appeals, State of Michigan

ORDER

People v Steven Michael Carter

Docket No. 277818

LC No. 06-8572-01

Patrick M. Meter
Presiding Judge

Michael J. Talbot

Christopher M. Murray
Judges

On its own motion, the Court orders the prosecuting attorney to submit a supplemental brief addressing argument IV within defendant's Standard 4 brief on appeal. In particular, the prosecutor should address whether trial counsel was ineffective for requesting a jury instruction on assault and battery as a lesser offense to criminal sexual conduct, 4th degree. See *People v Lasky*, 157 Mich App 265, 272; 403 NW2d 117 (1987) and *People v Lakeman*, 135 Mich App 235, 240; 353 NW2d 493 (1984). The supplemental brief shall be filed no later than 7 days from the date of oral argument of this case.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

OCT 1 2008
Date

Sandra Schultz Mengel
Chief Clerk